

Bernard Curran
27 Escondido Ave.
San Francisco, California, 94132
(415) 516-4522
berndawgcurran@hotmail.com

Defendant, IN PRO PER

FILED

OCT -2 2025

CLERK, U.S. DISTRICT COURT
NORTH DISTRICT OF CALIFORNIA

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

PATRICK GALLAGER

Plaintiff,

vs.

CITY AND COUNTY OF SAN FRANCISCO,
BERNARD CURRAN, RODRIGO SANTOS,
WILLIAM HUGEN, KEVIN BIRMINGHAM,
NATALIA KWAITKOWSKA, and JOE DUFFY.

Defendants.

Case No.: 23-CV-03579-SI

**NOTICE OF MOTION AND MOTION TO
VACATE ENTRY OF DEFAULT
PURSUANT TO FED. R. CIV. P. 55(c)**

DATE: October 3, 2025

TIME: 10:00AM

JUDGE: Hon. Susan Illston


**DEPT: Courtroom 1 – 17th Floor, 450
Golden Gate Ave., San Francisco, CA 94102**

TO THIS HONORABLE COURT AND ALL PARTIES OF RECORD AND THEIR COUNSELS:

1 PLEASE TAKE NOTICE that on October 3, 2025, at 10:00AM in Courtroom 1 of the above-
2 entitled Court located at 450 Golden Gate Ave., San Francisco, CA 94102, Bernard Curran
3 ("Defendant") will move this Court set aside entry of default, for good cause, pursuant to Rule 55(c)
4 of the *Federal Rules of Civil Procedure* on the ground that the default was taken against him due to
5 his mistake, inadvertence, surprise, or excusable neglect as more fully set forth in the Declaration of
6 Bernard Curran and exhibits attached thereto.

7 This motion shall be based upon this notice, and the attached Memorandum of Point and
8 Authorities, the attached Declaration of Bernard Curran and exhibits attached thereto, the complete
9 files and records of this action, such other and further oral and documentary evidence as may be
10 presented at the hearing on this motion.

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13 DATED: September 29, 2025

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16 Bernard Curran
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